

DOUGLAS T. SLOAN, City Attorney  
CITY OF FRESNO

By: Francine M. Kanne, Chief Assistant City Attorney (#139028)  
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Attorneys for CITY OF FRESNO

RE:

**RF VALVES' (VENT-O-MAT)  
"FINAL MANUFACTURING  
CERTIFICATIONS" FOR THE  
CITY OF FRESNO'S RECYCLED  
WATER TRANSMISSION MAIN,  
SOUTHWEST QUADRANT,  
PROJECT SW1B, PROJECT ID  
TC00096**

**RESPONSE TO SUPPLEMENTAL  
PUBLIC RECORDS ACT REQUEST FOR  
INFORMATION (Govt. Code §6250, et  
seq.)**

The City of Fresno ("City") responds to a supplemental Freedom of Information Act inquiry pursuant to the California Public Records Act (Govt. Code §6250, et seq.) by Rudy Lang, III, President, IVM Vent-Tech, seeking **information pertaining to an affirmative certification that the valves provided by the manufacturer, RF Valves (Vent-O-Mat), are compliant with the American Iron and Steel requirement of the Consolidated Appropriations Act of 2014**, as follows:

**Request No. 1 – "Is there someone within the City [] [Mr. Lang] should contact to request a copy of an affirmative certification":** The City objects to the form of this inquiry to the extent it seeks information and does not seek production of an existing public record. (Govt. Code § 6253(b).) Under the California Public Records Act, the City is not required to respond to inquiries that seek only information. The City further objects to this inquiry on grounds it seeks disclosure of information protected by the third party right to privacy. (Govt. Code § 6254(k).)

1 Without waiving these objections and subject thereto, the City's Department of Public Utilities,  
2 which includes the Water Division, produces potentially responsive documents, with privileged  
3 information redacted, attached hereto, as Exhibit "B."

4 **Request No. 2 – "Is it the City['s] [] opinion that the certification provided by this**  
5 **manufacturer [] adequate":** The City objects to this inquiry to the extent it seeks information  
6 and does not seek production of an existing public record. (Govt. Code § 6253(b).) Under the  
7 California Public Records Act, the City is not required to respond to inquiries that seek only  
8 information. Further, the City Attorney's Office does not provide advice pertaining to non-City  
9 generated requests.

10 DATED: June 10, 2016.

Respectfully submitted,

DOUGLAS T. SLOAN  
City Attorney

By: 

FRANCINE M. KANNE  
Chief Assistant City Attorney  
Attorneys for CITY OF FRESNO

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**PROOF OF SERVICE**  
CCP §§ 1011, 1013, 1013a, 2015.5  
FRCP 5(b)

STATE OF CALIFORNIA, COUNTY OF FRESNO

I am employed in the County of Fresno, State of California. I am over the age of 18 and not a party to the within action; my business address is 2600 Fresno Street, Fresno, CA 93721-3602.

On June 10, 2016, I served the document described as **RESPONSE TO PUBLIC RECORDS ACT INQUIRY FOR INFORMATION** on the interested parties in this action ☐ by placing the true copies thereof enclosed in sealed envelopes addressed as stated on the attached mailing list: ☒ by placing ☐ the original ☒ a true copy thereof enclosed in sealed envelopes addressed as follows:

Rudy Lang, III, President  
IVM Vent-Tech  
E-mail: RudyLang3@internationalvalve.com

☐ BY MAIL ☐ I deposited such envelope in the mail at Fresno, California. The envelope was mailed with postage thereon fully prepaid.

☐ As follows: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at Fresno, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☐ (BY PERSONAL SERVICE) I caused such envelope to be hand delivered.

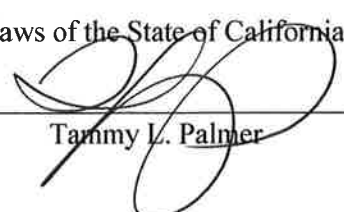
☐ (BY FAX) I caused the above-referenced document to be transmitted by fax to the addressee(s) at the fax number(s) shown.

☐ (BY OVERNIGHT COURIER) I caused the above-referenced envelope(s) to be delivered to an overnight courier service for delivery to the addressee(s).

☒ (BY ELECTRONIC MAIL) I caused the above-referenced document to be transmitted by electronic mail (e-mail) to the addressee(s) at the e-mail(s) shown.

Executed on June 10, 2016, at Fresno, California.

☒ (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

  
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Tammy L. Palmer